



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Perquia Incorporated

Serial No.: 09/938,950

Group Art Unit: 2161

Filed: August 23, 2001

Examiner: Not Yet Assigned

Title: CONSUMER AWARD AND INCENTIVE SYSTEM

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: Assistant Commissioner for Patents and Trademarks, Box Missing Parts, Washington, DC 20231 on December 10, 2001.

  
Yvette Renée Killingham

\* \* \*

RESPONSE TO NOTICE TO FILE MISSING PARTS

Assistant Commissioner for Patents and Trademarks  
Box Missing Parts  
Washington, DC 20231

Sir:

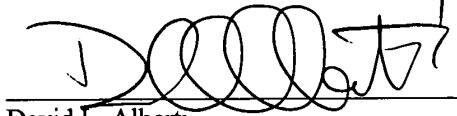
In response to the Notice to File Missing Parts of Nonprovisional Application and the Filing Receipt, both of which are dated September 28, 2001, transmitted herewith are the following documents:

1. Response to Notice to File Missing Parts; (2 pgs.);
2. Fee Transmittal for FY 2002 (1 pg.);
3. Request to Correct Filing Receipt (2 pgs.);
4. Copy of Filing Receipt dated September 28, 2001 (2 pgs.);
5. Petition for Extension of Time (2 pgs.);
6. Copy of Notice to File Missing Parts of Nonprovisional Application (1 pg.);
7. Declaration and Power of Attorney (4 pgs.);
8. Check #495316 in the amount of \$120.00;
9. Return postcard.

The Commissioner is hereby authorized to charge any underpayment or credit any overpayment of fees related to this filing to Deposit Account No.: 07-1896 under 37 CFR 1.16 and 37 CFR 1.17.

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

  
\_\_\_\_\_  
David L. Alberti  
Reg. No. 43,465  
Attorney for Assignee

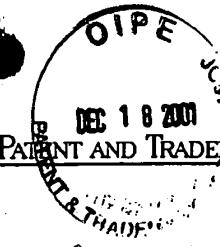
Date: 12/12/2001

GRAY CARY WARE & FREIDENRICH LLP  
Patent Department  
1755 Embarcadero Road  
Palo Alto, CA 94303-3340  
Telephone: (650) 320-7400

Gray Cary\EM\7095694.1  
2102885-991101



**UNITED STATES PATENT AND TRADEMARK OFFICE**



H3  
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/938,950	08/23/2001	Eiland Glover	2102885-991100

**CONFIRMATION NO. 2653**

**FORMALITIES LETTER**



\*OC000000006811844\*

GRAY CARY WARE & FREIDENRICH  
Attn: Eric N. Hoover, Patent Department  
1755 Embarcadero Road  
Palo Alto, CA 94303-3340

Date Mailed: 09/28/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

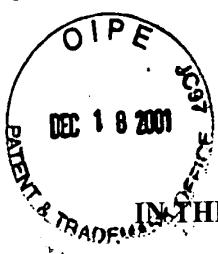
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10/26/2001 BARBARA L 00000034 09938950

01-701203

65.00 0P



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Perquia Incorporated

Serial No.: 09/938,950

Group Art Unit: 2161

Filed: August 23, 2001

Examiner: Not Yet Assigned

Title: CONSUMER AWARD AND INCENTIVE SYSTEM

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: Assistant Commissioner for Patents and Trademarks, Box Missing Parts, Washington, DC 20231 on December 12, 2001.

  
Yvette Renée Killingham

\* \* \*

REQUEST TO CORRECT FILING RECEIPT

Assistant Commissioner for Patents and Trademarks  
Box Missing Parts  
Washington, DC 20231

Sir:

Attorney for Applicant hereby requests a correction of an element of the Filing Receipt in the above-referenced U.S. Utility Patent Application dated September 28, 2001, a copy of which is

attached hereto. The Filing Receipt fails to include the names of both Inventors, which should read as follows:

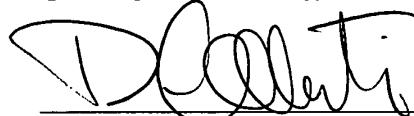
**"Applicant(s)"**

**Eiland Glover  
Stuart R. Hogue"**

Attorney for Applicant respectfully requests that this error be corrected and that a Corrected Filing Receipt by issued. Copies of the erroneous Filing Receipt and the first page of the Utility Patent Application Transmittal Cover Sheet are attached and the changes to same are marked in red and attached hereto for reference.

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP



David L. Alberti  
Reg. No. 43,465  
Attorney for Applicant

Date: December 12, 2001

GRAY CARY WARE & FREIDENRICH LLP  
Patent Department  
1755 Embarcadero Road  
Palo Alto, CA 94303-3340  
Telephone: (650) 320-7400

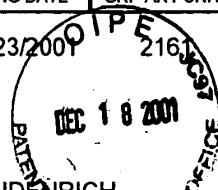


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY.DOCKET.NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
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09/938,950	08/23/2001	2161	355	2102885-991100	8	10	2
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GRAY CARY WARE & FREIDENRICH  
Attn: Eric N. Hoover, Patent Department  
1755 Embarcadero Road  
Palo Alto, CA 94303-3340

CONFIRMATION NO. 2653

FILING RECEIPT



\*OC00000006811843\*

Date Mailed: 09/28/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Eiland Glover, Residence Not Provided;

**Domestic Priority data as claimed by applicant**

THIS APPLN CLAIMS BENEFIT OF 60/227,011 08/23/2000

**Foreign Applications**

PCT/US00/19730 07/20/2000

**If Required, Foreign Filing License Granted 09/25/2001**

**Projected Publication Date:** To Be Determined - pending completion of Missing Parts

**Non-Publication Request:** No

**Early Publication Request:** No

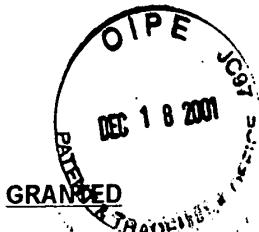
**\*\* SMALL ENTITY \*\***

**Title**

Customer award and incentive system

**Preliminary Class**

705



**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

<b>FEE TRANSMITTAL</b> <b>for FY 2002</b>		<i>DEC 18 2001 U.S. PATENT &amp; TRADEMARK OFFICE</i>	
<i>Patent fees are subject to annual revision.</i>			
<b>TOTAL AMOUNT OF PAYMENT</b>		<b>\$120.00</b>	
<i>Complete if Known</i>			
Application Number		09/938,950	
Filing Date		August 23, 2001	
First Named Inventor		Glover, Eiland, et al.	
Examiner Name			
Group Art Unit		2161	
Attorney Docket No.		2102885.991101	

<b>METHOD OF PAYMENT</b>		<b>FEES CALCULATION (continued)</b>																																																																																																																																																															
<p>1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:</p> <p>Deposit Account Number <b>07-1896</b></p> <p>Deposit Account Name <b>Gray Cary Ware &amp; Freidenrich LLP</b></p> <p><input checked="" type="checkbox"/> Charge Any additional Fee Required Under 37 CFR 1.16 and 1.17</p> <p><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27</p>		<p><b>3. ADDITIONAL FEES</b></p> <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> <tr> <th>Fee Code (\$)</th> <th>Fee Code (\$)</th> <th>Fee Code (\$)</th> <th></th> </tr> </thead> <tbody> <tr> <td>105</td> <td>130</td> <td>205</td> <td>65 Surcharge - late filing fee or oath</td> <td>65.00</td> </tr> <tr> <td>127</td> <td>50</td> <td>227</td> <td>25 Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>139</td> <td>130</td> <td>139</td> <td>130 Non-English specification</td> <td></td> </tr> <tr> <td>147</td> <td>2,520</td> <td>147</td> <td>2,520 For filing a request for ex parte reexamination</td> <td></td> </tr> <tr> <td>112</td> <td>920*</td> <td>112</td> <td>920* Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>113</td> <td>1,840*</td> <td>113</td> <td>1,840* Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>115</td> <td>110</td> <td>215</td> <td>55 Extension for reply within first month</td> <td>55.00</td> </tr> <tr> <td>116</td> <td>400</td> <td>216</td> <td>200 Extension for reply within second month</td> <td></td> </tr> <tr> <td>117</td> <td>920</td> <td>217</td> <td>460 Extension for reply within third month</td> <td></td> </tr> <tr> <td>118</td> <td>1,440</td> <td>218</td> <td>720 Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>128</td> <td>1,960</td> <td>228</td> <td>980 Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>119</td> <td>320</td> <td>219</td> <td>160 Notice of Appeal</td> <td></td> </tr> <tr> <td>120</td> <td>320</td> <td>220</td> <td>160 Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>121</td> <td>280</td> <td>221</td> <td>140 Request for oral hearing</td> <td></td> </tr> <tr> <td>138</td> <td>1,510</td> <td>138</td> <td>1,510 Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>140</td> <td>110</td> <td>240</td> <td>.55 Petition to revive – unavoidable</td> <td></td> </tr> <tr> <td>141</td> <td>1,280</td> <td>241</td> <td>640 Petition to revive – unintentional</td> <td></td> </tr> <tr> <td>142</td> <td>1,280</td> <td>242</td> <td>640 Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>143</td> <td>460</td> <td>243</td> <td>230 Design issue fee</td> <td></td> </tr> <tr> <td>144</td> <td>620</td> <td>244</td> <td>310 Plant issue fee</td> <td></td> </tr> <tr> <td>122</td> <td>130</td> <td>122</td> <td>130 Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>123</td> <td>50</td> <td>123</td> <td>50 Processing fee under 37 CFR 1.17(q)</td> <td></td> </tr> <tr> <td>126</td> <td>180</td> <td>126</td> <td>180 Submission of Information Disclosure Stmt</td> <td></td> </tr> <tr> <td>581</td> <td>40</td> <td>581</td> <td>40 Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>146</td> <td>740</td> <td>246</td> <td>370 Filing a submission after final rejection (37 CFR § 1.129(a))</td> <td></td> </tr> <tr> <td>149</td> <td>740</td> <td>249</td> <td>370 For each additional invention to be examined (37 CFR § 1.129(b))</td> <td></td> </tr> <tr> <td>179</td> <td>740</td> <td>279</td> <td>370 Request for Continued Examination (RCE)</td> <td></td> </tr> <tr> <td>169</td> <td>900</td> <td>169</td> <td>900 Request for expedited examination of a design application</td> <td></td> </tr> <tr> <td colspan="4">Other fee (specify) _____</td> <td></td> </tr> <tr> <td colspan="4">* Reduced by Basic Filing Fee Paid</td> <td><b>SUBTOTAL (3) (\$120.00)</b></td> </tr> </tbody> </table>		Large Entity	Small Entity	Fee Description	Fee Paid	Fee Code (\$)	Fee Code (\$)	Fee Code (\$)		105	130	205	65 Surcharge - 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<p><b>2. EXTRA CLAIM FEES</b></p> <table border="1"> <thead> <tr> <th>Total Claims</th> <th>-20** =</th> <th>Extra Claims</th> <th>Fee from below</th> <th>Fee Paid</th> </tr> <tr> <th>Independent Claims</th> <th>-3** =</th> <th></th> <th>X</th> <th>=</th> </tr> </thead> <tbody> <tr> <td>Multiple Dependent</td> <td></td> <td>X</td> <td></td> <td>=</td> </tr> </tbody> </table>				Total Claims	-20** =	Extra Claims	Fee from below	Fee Paid	Independent Claims	-3** =		X	=	Multiple Dependent		X		=																																																																																																																																															
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*\*\*or number previously paid, if greater; For Reissues, see above*

<b>SUBMITTED BY</b>				
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